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 12 UNITED STATES DISTRICT COURT  
 13 NORTHERN DISTRICT OF CALIFORNIA  
 14 SAN FRANCISCO DIVISION

15 ZHIGANG BAI and JINGXU ZHAO, )  
 16 Plaintiffs, ) No. C 07-5251 SI  
 17 v. )  
 18 EMILIO T. GONZALEZ, Director of the United )  
 19 States Citizenship and Immigration Services; )  
 20 UNITED STATES CITIZENSHIP AND )  
 21 IMMIGRATION SERVICES; MICHAEL )  
 22 CHERTOFF, Secretary of the Department of )  
 23 Homeland Security; PETER D. KEISLER, )  
 24 Acting United States Attorney General; )  
 25 ROBERT MUELLER, Director of the Federal )  
 26 Bureau of Investigations; and FEDERAL )  
 27 BUREAU OF INVESTIGATIONS, )  
 28 Defendants. )  
 \_\_\_\_\_)

29 Each of the undersigned certifies that he or she has read either the handbook entitled "Dispute  
 30 Resolution Procedures in the Northern District of California," or the specified portions of the ADR  
 31 Unit's Internet site <[www.adr.cand.uscourts.gov](http://www.adr.cand.uscourts.gov)>, discussed the available dispute resolution  
 32 options provided by the court and private entities, and considered whether this case might benefit  
 33 from any of them.

34 Here, the parties agree that referral to a formal ADR process will not be beneficial because this  
 35 mandamus action is limited to Plaintiffs' request that this Court compel Defendants to adjudicate

36 Parties' Request to be Exempt from ADR Process

37 C 07-5251 SI

1 the applications for adjustment of status. Given the substance of the action and the lack of any  
2 potential middle ground, ADR will only serve to multiply the proceedings and unnecessarily tax  
3 court resources.

4 Accordingly, pursuant to ADR L.R. 3-3(c), the parties request the case be removed from the  
5 ADR Multi-Option Program and that they be excused from participating in the ADR phone  
6 conference and any further formal ADR process.

7 Dated: January 2, 2008

Respectfully submitted,

8 SCOTT N. SCHOOLS  
United States Attorney

10 /s/  
11 EDWARD A. OLSEN  
Assistant United States Attorney  
12 Attorneys for Defendants

13 Dated: December 27, 2007

14 /s/  
15 AUDRA R. BEHNE  
Attorney for Plaintiffs

16 **ORDER**

17 Pursuant to stipulation and to ADR L. R. 3-3(c), the parties are hereby removed from the ADR  
18 Multi-Option Program and are excused from participating in the ADR phone conference and any  
19 further formal ADR process.

20 **SO ORDERED.**

21 Dated:

22 SUSAN ILLSTON  
United States District Judge